

REMARKS/ARGUMENTS

This Amendment is being filed in response to the Office Action dated September 14, 2005. Reconsideration and allowance of the application in view of the remarks to follow are respectfully requested.

Claims 1-23 are currently pending in the Application. Claims 1 and 18 are independent claims.

In the Office Action, Claims 1, 2, 4-7, 9-12, 14-19 and 21-23 are rejected under 35 U.S.C. §103(a) for allegedly being obvious over U.S. Patent No. 6,643,650 to Slaughter ("Slaughter") in view of "UDDI Technical White Paper", September 6, 2000, from uddi.org ("UDDDI-WP"). Claims 3, 8, 13 and 20 are rejected under 35 U.S.C. §103(a) over Slaughter in view of UDDI-WP in further view of U.S. Patent No. 5,974,406 to Bisdikian ("Bisdikian"). These rejections are respectfully traversed.

Slaughter shows a system where a "client 110 may send a search request to the search service 2102, as indicated" in FIG. 43 (see, Col. 43, lines 21-22). The system also allows for a subscription service wherein a client is provided with notification of a service being added or removed from the database (see, Col. 48, lines 51-54). A space facility may also be provided to which a client may register to obtain notification when something is added or removed from the space (see, Col. 48, line 66 through Col. 49, line 1). In

other words, notification is a result of subscribing to a notification service or a space facility.

The UDDI-WP describes a system of enabling service providers to publish service descriptions that are discoverable by prospective clients that are searching for those services (see, Page 2, paragraph entitled "Using UDDI"). The UDDI-WP is silent as to what happens if a searched for service is unavailable.

Accordingly, it is respectfully submitted that the method of Claim 1 nor the system of Claim 18 is not anticipated or made obvious by the teachings Slaughter in view of UDDI-WP, nor in further view of Bisdikian, for that matter. For example, Slaughter in view of UDDI-WP does disclose or suggest, a method that amongst other patentable elements, comprises (illustrative emphasis provided) "subsequently searching the updated database for the requested service in response to the initial search of the database determining that the service is either not found in the database or the service is found but is not available" as required by Claim 1, and as substantially required by Claim 18. Bisdikian does nothing to cure these deficiencies in each of Slaughter and the UDDI-WP.

Based on the foregoing, the Applicants respectfully submit that independent Claims 1 and 18 are patentable over Slaughter in view of UDDI-WP and notice to this effect is earnestly solicited. Claims 2-17 and 19-23 respectively depend from one of Claims 1 and

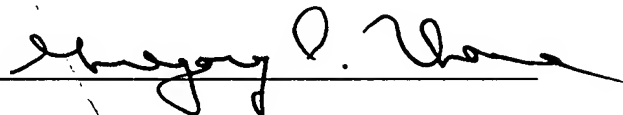
18 and accordingly are allowable for at least this reason as well as for the separately patentable elements contained in each of said claims. Accordingly, separate consideration and allowance of each of the dependent claims is respectfully requested.

In addition, Applicants deny any statement, position or averment of the Examiner that is not specifically addressed by the foregoing argument and response. Any rejections and/or points of argument not addressed would appear to be moot in view of the presented remarks. However, the Applicants reserve the right to submit further arguments in support of the above stated position, should that become necessary. No arguments are waived and none of the Examiner's statements are conceded.

It is believed that no additional fees or charges are currently due for entrance of the accompanying amendment other than those paid by the attached credit card authorization for filing of the accompanying request for continued examination (RCE). However, in the event that any additional fees or charges are required for entrance of the accompanying amendment, they may be charged to Applicant's representatives Deposit Account No. 50-3649. In addition, please credit any overpayments related to any fees paid in connection with the accompanying amendment to Deposit Account No. 50-3649.

Applicants have made a diligent and sincere effort to place this application in condition for immediate allowance and notice to this effect is earnestly solicited.

Respectfully submitted,

By 

Gregory L. Thorne, Reg. 39,398
Attorney for Applicant(s)
October 26, 2005

THORNE & HALAJIAN, LLP

Applied Technology Center
111 West Main Street
Bay Shore, NY 11706
Tel: (631) 665-5139
Fax: (631) 665-5101